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TO ALL WHOM IT MAY CONCERN:

Be it known that WE, BERTRAM JACOBS, JEFFREY LANGLAND and SANGEETHA VYAYSRI, citizens of the United States, the United States and India, respectively, residing in Tempe, County of Maricopa, State of Arizona, Mesa, County of Maricopa, State of Arizona, and Tempe, County of Maricopa, State of Arizona respectively whose post office addresses are 1004 S. Wilson Street, Tempe, Arizona 85281; 1927 E. Hampton No. 232, Mesa, Arizona 85204; and 944 S. Terrace Road No. 109, Tempe, Arizona 85281, respectively, have invented an improvement in

VIRAL VECTORS HAVING REDUCED VIRULENCE

of which the following is a

SPECIFICATION

BACKGROUND OF THE INVENTION

Vaccinia virus is a member of the poxvirus family of DNA viruses.

Poxviruses including vaccinia virus are extensively used as expression vectors since the recombinant viruses are relatively easy to isolate, have a wide host range, and can

5 accommodate large amounts of DNA.

The vaccinia virus genome contains nonessential regions into which exogenous DNA can be incorporated. Exogenous DNA can be inserted into the vaccinia virus genome by well-known methods of homologous recombination. The resulting recombinant vaccinia viruses are useful as vaccines and anticancer agents.

The use of vaccinia virus recombinants as expression vectors and particularly as vaccines and anticancer agents raises safety considerations associated with introducing live recombinant viruses into the environment. Virulence of vaccinia virus recombinants in a variety of host systems has been attenuated by the deletion or

5 inactivation of certain vaccinia virus genes that are nonessential for virus growth.

However, there remains a need in the art for the development of vectors that have reduced pathogenicity while maintaining desirable properties of wild-type virus, such as host range, and active protein synthesis of a desired gene product.

#### SUMMARY OF THE INVENTION

10 The present invention provides methods of use of a recombinant vaccinia virus having a mutation in or near the region of the E3L gene that encodes a double stranded (ds)-RNA binding domain. The invention further provides an expression vector comprising the recombinant vaccinia virus and exogenous DNA.

#### BRIEF DESCRIPTION OF THE DRAWING

15 Fig. 1 is a graph depicting survival of mice following intranasal injection with vaccinia virus.

Fig. 2 is a graph depicting survival of mice following intracranial injection with vaccinia virus.

Fig. 3 is a graph depicting tissue distribution of vaccinia virus after

20 intranasal injection.

Fig. 4 is a graph depicting weight change in vaccinated and unvaccinated mice after challenge with wild-type virus.

DETAILED DESCRIPTION OF THE INVENTION

The E3L gene product of the vaccinia virus is a 190 amino acid polypeptide. The E3L gene codes for several functions including a dsRNA-binding protein, a Z-DNA-binding protein, and dimerization. Amino acids 118-190 have been  
5 implicated in dsRNA binding, as disclosed by Kibler et al. (1997) J. Virol. 71: 1992, incorporated herein by reference. Amino acid numbering as used herein is adopted from Goebel et al. (1990) Virology 179: 247-66, 577-63, the disclosure of which is incorporated herein by reference.

It has been discovered in accordance with the present invention that  
10 recombinant vaccinia viruses having mutations in or near the region encoding the dsRNA-binding domain have decreased pathogenesis in mammals relative to wild-type vaccinia virus. When administered intranasally, the recombinant viruses of the present invention replicate to high titers in nasal tissues, but do not spread to the lung or brain. When administered directly into the brain, the recombinant viruses exhibit decreased  
15 neurovirulence relative to wild-type vaccinia virus.

The mutations encompassed by the present invention are those which decrease, but do not abolish, binding of the mutant E3L gene product to dsRNA relative to the native E3L gene product. The ability of the E3L gene product to bind to dsRNA can be determined by binding assays known in the art and disclosed for example by Chang et  
20 al. (1993) Virology 194:537, the disclosure of which is incorporated herein by reference. A decrease in dsRNA binding is defined herein as one that is detectable by an assay described by Chang et al., *id.*

The term mutation, as used herein, includes deletions, substitutions and point mutations. In a preferred embodiment of the present invention, the mutation is a deletion of the region encoding amino acids 184-190 of the E3L gene product, designated herein as E3L del 7C.

5           The present invention further provides recombinant vaccinia viral vectors comprising the recombinant vaccinia virus described above and further containing exogenous, i.e., nonvaccinia virus, DNA. Exogenous DNA may encode any desired product, including for example, an antigen, an anticancer agent, or a marker or reporter gene product. The recombinant vaccinia virus may further have deletions or inactivations  
10 of nonessential virus-encoded gene functions. Nonessential gene functions are those which are not required for viral replication in a host cell. The exogenous DNA is preferably operably linked to regulatory elements that control expression thereof. The regulatory elements are preferably derived from vaccinia virus.

          The recombinant vaccinia virus of the present invention may be  
15 constructed by methods known in the art, and preferably by homologous recombination. Standard homologous recombination techniques utilize transfection with DNA fragments or plasmids containing sequences homologous to viral DNA, and infection with wild-type or recombinant vaccinia virus, to achieve recombination in infected cells. Conventional marker rescue techniques may be used to identify recombinant vaccinia virus.  
20 Representative methods for production of recombinant vaccinia virus by homologous recombination are disclosed by Piccini et al. (1987) Methods in Enzymology 153: 545, the disclosure of which is incorporated herein by reference.

For example, the recombinant vaccinia virus of a preferred embodiment of the present invention may be constructed by infecting host cells with vaccinia virus from which the E3L gene has been deleted, and transfecting the host cells with a plasmid containing a nucleic acid encoding amino acids 1-183 of the E3L gene product flanked by sequences homologous to the left and right arms that flank the vaccinia virus E3L gene.

The vaccinia virus used for preparing the recombinant vaccinia virus of the invention may be a naturally occurring or engineered strain. Strains useful as human and veterinary vaccines are particularly preferred and are well-known and commercially available. Such strains include Wyeth, Lister, WR, and engineered deletion mutants of Copenhagen such as those disclosed in U.S. Patent 5,762,938, which is incorporated herein by reference.

Recombination plasmids may be made by standard methods known in the art. The nucleic acid sequences of the vaccinia virus E3L gene and the left and right flanking arms are well-known in the art, and may be found for example, in Earl et al. (1993) in Genetic Maps: locus maps of complex genomes, O'Brien, ed., Cold Spring Harbor Laboratory Press, 1.157 the disclosure of which is incorporated by reference, and Goebel et al. (1990), supra. The amino acid numbering used herein is adopted from Goebel et al. (1990), supra.

The vaccinia virus used for recombination may contain other deletions, inactivations, or exogenous DNA as described hereinabove.

Following infection and transfection, recombinants can be identified by selection for the presence or absence of markers on the vaccinia virus and plasmid.

Recombinant vaccinia virus may be extracted from the host cells by standard methods, for example by rounds of freezing and thawing.

The resulting recombinant vaccinia virus may be further modified by homologous recombination to provide other deletions, inactivations, or to insert exogenous DNA.

It has been discovered in accordance with the present invention that a recombinant vaccinia virus having a deletion of the DNA encoding a C-terminal portion of the E3L gene product, and preferably amino acids 184-190 of the E3L gene product, maintains viral replication, protein synthesis and inteferon-resistance that is indistinguishable from wild-type virus, but has remarkably reduced pathogenicity in mice relative to wild-type vaccinia virus of the same strain.

The present invention further provides a composition comprising the recombinant vaccinia viral vector of the invention and a carrier. The term carrier as used herein includes any and all solvents, diluents, dispersion media, antibacterial and antifungal agents, microcapsules, liposomes, cationic lipid carriers, isotonic and absorption delaying agents, and the like.

The recombinant vaccinia viruses and compositions of the present invention may be used as expression vectors in vitro for the production of recombinant gene products, or as delivery systems for gene products, as human or veterinary vaccines, or anticancer agents. Such utilities for recombinant vaccinia viruses are known in the art, and disclosed for example by Moss (1996) "Poxviridae: The Viruses and Their Replication" in Virology, Fields et al., eds., Lippincott-Raven, Philadelphia, pp. 2637-2671, incorporated herein by reference.

The present invention further provides a method of making a recombinant gene product comprising subjecting a recombinant vaccinia viral vector comprising a

vaccinia virus from which at least the region encoding amino acids 184-190 of the E3L gene product has been deleted and further comprising exogenous DNA that encodes the recombinant gene product operably linked to the control of regulatory elements that control expression thereof, to conditions whereby said recombinant gene product is  
5 expressed, and optionally recovering the recombinant gene product. In a preferred embodiment, the recombinant gene product is an antigen that induces an antigenic and/or immunogenic response when the gene product or a vector that expresses it is administered to a mammal.

All references cited herein are incorporated in their entirety.

10 The following nonlimiting examples serve to further illustrate the invention.

#### Example 1

##### Construction of Recombinant Vaccinia Virus

The plasmid pMPE3ΔGPTMCS (described by Kibler et al. (1997) J. Virol.  
15 71: 1992, incorporated herein by reference) was used for recombining a truncated E3L gene having a deletion of the 7C-terminal amino acids into the E3L locus of the WR strain of vaccinia virus. The recombination plasmid pMPE3ΔGPT is a derivative of pBSIISK (Stratagene, La Jolla, CA) that has had the β-galactosidase sequences deleted, and that contains sequences homologous to the left and right arms flanking the vaccinia virus E3L  
20 gene, but that lacks the E3L gene itself. The recombination plasmid contains the E. coli gpt gene outside the E3L flanking arms and thus allows for selection of transfected cells

by treatment with mycophenolic acid (MPA). The plasmid pMPE3 $\Delta$ GPT was altered by the addition of a multiple cloning site to create pMPE3 $\Delta$ GPTMCS.

The E3L mutant gene  $\Delta$ 7C (described by Chang et al. (1993) Virology 194: 537, the disclosure of which is incorporated by reference) was cloned into the pMPE3 $\Delta$ GPTMCS recombination plasmid. The E3L  $\Delta$ 7C fragment encodes amino acids 1-183 of the E3L gene product as numbered by Goebel et al. (1990) supra, and has a deletion of the DNA encoding the C-terminal amino acids 184-190. The plasmid resulting from the cloning of the E3L  $\Delta$ 7C fragment into pMPE3 $\Delta$ GPTMCS is designated pMP- $\Delta$ 7C.

In vivo recombination with WR $\Delta$ E3L (WR strain of vaccinia virus in which the E3L gene was replaced by the lacZ gene) and selection of recombinants was performed as described by Kibler et al. (1997) J. Virol 71: 1992 to provide WRE3L $\Delta$ 7C. WR $\Delta$ E3L was obtained by replacing the E3L gene from the WR strain of vaccinia virus with the lacZ gene by homologous recombination with pMPE3 $\Delta$ GPT (Kibler et al. (1997) J. Virol. 71:1992) in which the lacZ gene was inserted between the E3L flanking arms.

### Example 2

#### Infection with WR, WRE3L $\Delta$ 7C and WR $\Delta$ E3L

Wild-type vaccinia virus of the WR strain (wt WR) and variants WR $\Delta$ E3L and WRE3L $\Delta$ 7C as described in Example 1 were assessed for pathogenicity as follows.

Groups of five c57b16 mice at four weeks of age were infected with different doses ( $10^3$  plaque forming units (pfu),  $10^4$  pfu,  $10^5$  pfu and  $10^6$  pfu) of WR, WR $\Delta$ E3L and WRE3L $\Delta$ 7C by intranasal administration, and observed daily for death.



Groups of six c57bl6 mice at four weeks of age were infected with the same doses of these viruses by intracranial injection and observed daily for death.

As shown in Fig. 1, intranasal inoculation with WR was lethal at a dose of  $10^3$  pfu, whereas no pathogenicity could be detected with WR $\Delta$ E3L or WRE3L $\Delta$ 7C even at the highest dose ( $10^6$  pfu). Similarly, as shown in Fig. 2, intracranial injection with WR was lethal at a dose of  $10^3$  pfu, whereas no pathogenesis could be detected with the variants at a dose of  $10^5$  pfu.

### Example 3

#### Tissue Distribution of Virus

Groups of three c57bl6 mice were injected with  $10^6$  pfu of wt WR, WR $\Delta$ E3L and WRE3L $\Delta$ 7C by intranasal administration. Nasal turbinates, lung and brain were harvested, processed and titrated in an RK-13 cell line five days post infection. As shown in Fig. 3, wt WR was detected in nasal turbinates, lung and brain. The WRE3L $\Delta$ 7C was detected in nasal turbinates, but unlike wt WR, it did not spread to lung and brain following intranasal injection.

### Example 4

#### Vaccination with WRE3L $\Delta$ 7C

Groups of five c57bl6 mice were immunized with different doses (ranging from 35 to 35,000 pfu) of WRE3L $\Delta$ 7C. One month later the immunized mice and the unimmunized controls (mock) were challenged with a million pfu of wt WR. Weight loss was used as an indicator of disease due to wt WR. As shown in Fig. 4, severe weight loss was observed in the unimmunized control while all the immunized mice recorded normal

weight gain following challenge. 350 pfu of the recombinant virus was sufficient to protect mice against infection with wt WR.

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